Case 05-17564 Doc 1 Filed 05/04/05 Entered 05/04/05 09:23:45 Desc Main (Official Form 1) (12/03) Document Page 1 of 35

FORM B1 **United States Bankruptcy Court Voluntary Petition** Northern District of Illinois Name of Debtor (if individual, enter Last, First, Middle): Name of Joint Debtor (Spouse) (Last, First, Middle): Genel, Victor Genel, Marie Vic All Other Names used by the Debtor in the last 6 years All Other Names used by the Joint Debtor in the last 6 years (include married, maiden, and trade names): (include married, maiden, and trade names): Last four digits of Soc. Sec. No. / Complete EIN or other Tax I.D. No. Last four digits of Soc. Sec. No. / Complete EIN or other Tax I.D. No. (if more than one, state all): (if more than one, state all): xxx-xx-0586 xxx-xx-0230 Street Address of Debtor (No. & Street, City, State & Zip Code): Street Address of Joint Debtor (No. & Street, City, State & Zip Code): 2289 Cedar Point Court 2289 Cedar Point Court Elgin, IL 60123 Elgin, IL 60123 County of Residence or of the County of Residence or of the Kane Kane Principal Place of Business: Principal Place of Business: Mailing Address of Debtor (if different from street address): Mailing Address of Joint Debtor (if different from street address): Location of Principal Assets of Business Debtor (if different from street address above): Information Regarding the Debtor (Check the Applicable Boxes) **Venue** (Check any applicable box) ■ Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. ☐ There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District. Type of Debtor (Check all boxes that apply) Chapter or Section of Bankruptcy Code Under Which Individual(s) the Petition is Filed (Check one box) Railroad ☐ Corporation ☐ Stockbroker ☐ Chapter 11 ☐ Chapter 7 Chapter 13 ☐ Commodity Broker ☐ Chapter 12 ☐ Partnership Chapter 9 ☐ Clearing Bank ☐ Sec. 304 - Case ancillary to foreign proceeding ☐ Other Nature of Debts (Check one box) Filing Fee (Check one box) Consumer/Non-Business ☐ Business Full Filing Fee attached ☐ Filing Fee to be paid in installments (Applicable to individuals only.) **Chapter 11 Small Business** (Check all boxes that apply) Must attach signed application for the court's consideration ☐ Debtor is a small business as defined in 11 U.S.C. § 101 certifying that the debtor is unable to pay fee except in installments. Debtor is and elects to be considered a small business under Rule 1006(b). See Official Form No. 3. 11 U.S.C. § 1121(e) (Optional) Statistical/Administrative Information (Estimates only) THIS SPACE IS FOR COURT USE ONLY Debtor estimates that funds will be available for distribution to unsecured creditors. Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors. Estimated Number of Creditors 1000-over 1-15 16-49 100-199 200-999 50-99 П Estimated Assets \$50,001 to \$100,001 to \$500,001 to \$1,000,001 to \$10,000,001 to \$50,000,001 to \$0 to More than \$50,000 \$100,000 \$1 million \$10 million \$50 million \$100 million \$100 million \$500,000 П П П П Estimated Debts \$1,000,001 to \$10,000,001 to \$50,000,001 to \$0 to \$50.001 to \$100,001 to \$500.001 to More than \$50,000 \$100,000 \$500,000 \$1 million \$10 million \$50 million \$100 million \$100 million П П П П

(Official Form (Cases)05-17564 Doc 1 Filed 05/04/05	Entered 05/04/05 09:23	:45 Desc Main		
Voluntary Petition Document	NPAGE 12-10fr35	FORM B1, Page 2		
(This page must be completed and filed in every case)	Genel, Victor			
	Genel, Marie Vic			
Prior Bankruptcy Case Filed Within Last 6	Years (If more than one, attach addit	ional sheet)		
Location	Case Number:	Date Filed:		
Where Filed: - None -				
Pending Bankruptcy Case Filed by any Spouse, Partner, or	Affiliate of this Debtor (If more than	one, attach additional sheet)		
Name of Debtor:	Case Number:	Date Filed:		
- None -				
District:	Relationship:	Judge:		
Sign	atures			
Signature(s) of Debtor(s) (Individual/Joint) I declare under penalty of perjury that the information provided in this petition is true and correct. [If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed	Ex (To be completed if debtor is require 10K and 10Q) with the Securities ar Section 13 or 15(d) of the Securities requesting relief under chapter 11)	-		
under chapter 7, 11, 12, or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under	☐ Exhibit A is attached and mad	le a part of this petition.		
chapter 7.		hibit B		
I request relief in accordance with the chapter of title 11, United States Code, specified in this petition. X /s/ Victor Genel Signature of Debtor Victor Genel	(To be completed if debtor is an individual whose debts are primarily consumer debts) I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter.			
X /s/ Marie Vic Genel	X <u>/s/ David Chang # 6273793</u>	May 2, 2005		
Signature of Joint Debtor Marie Vic Genel	Signature of Attorney for Debto David Chang # 6273793			
Telephone Number (If not represented by attorney)	Ex Does the debtor own or have posses	hibit C		
May 2, 2005	a threat of imminent and identifiable			
Date	safety?	1		
	☐ Yes, and Exhibit C is attached	and made a part of this petition.		
Signature of Attorney ▼ /s/ David Chang # 6273793	■ No			
X /s/ David Chang # 6273793 Signature of Attorney for Debtor(s)	Signature of Non-At	torney Petition Preparer		
David Chang # 6273793	I certify that I am a bankruptcy petit	ion preparer as defined in 11 U.S.C.		
Printed Name of Attorney for Debtor(s)	§ 110, that I prepared this document for compensation, and that I have provided the debtor with a copy of this document.			
Macey & Chern	provided the debtor with a copy of t	ins document.		
Firm Name	Printed Name of Bankruptcy Pe	stition Preparer		
20 W. Kinzie	Timed Name of Bankruptey 10	auton i repurer		
13th Floor	Social Security Number (Requi	rad by 11 U.S.C. 8 110(a).)		
<u>Chicago, IL 60610</u> Address	Social Security Number (Requi	red by 11 0.3.C.§ 110(c).)		
(312) 467-0004 Fax: (312) 467-1832				
Telephone Number	Address			
May 2, 2005	Address			
Date	Names and Social Security nun	nbers of all other individuals who		
***	prepared or assisted in preparin	g this document:		
Signature of Debtor (Corporation/Partnership) I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor. The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.	If more than one person prepare	ed this document, attach additional priate official form for each person.		
	l	-		
X	X Signature of Bankruptcy Petitio	n Prenarer		
		n r reparer		
Printed Name of Authorized Individual	Date A hankruntcy petition preparer!	s failure to comply with the		
Title of Authorized Individual	A bankruptcy petition preparer provisions of title 11 and the Fe Procedure may result in fines or	deral Rules of Bankruptcy		
Date	U.S.C. § 110; 18 U.S.C. § 156.			
	ĺ			

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United States Bankruptcy Court Northern District of Illinois

In re	Victor Genel,		Case No		
	Marie Vic Genel				
_		Debtors	." Chapter	13	_

SUMMARY OF SCHEDULES

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts from Schedules D, E, and F to determine the total amount of the debtor's liabilities.

			AM	IOUNTS SCHEDULED	
NAME OF SCHEDULE	ATTACHED (YES/NO)	NO. OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	Yes	1	270,000.00		
B - Personal Property	Yes	4	61,592.00		
C - Property Claimed as Exempt	Yes	1			
D - Creditors Holding Secured Claims	Yes	2		292,256.00	
E - Creditors Holding Unsecured Priority Claims	Yes	1		0.00	
F - Creditors Holding Unsecured Nonpriority Claims	Yes	3		222,967.00	
G - Executory Contracts and Unexpired Leases	Yes	1			
H - Codebtors	Yes	1			
I - Current Income of Individual Debtor(s)	Yes	1			8,124.00
J - Current Expenditures of Individual Debtor(s)	Yes	1			7,074.00
Total Number of Sheets of ALL Schedules		16			
	Т	otal Assets	331,592.00		
			Total Liabilities	515,223.00	

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In re	Victor Genel,	Case No.
	Marie Vic Genel	

Debtors SCHEDULE A. REAL PROPERTY

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a cotenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether husband, wife, or both own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. (See Schedule D.) If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim."

If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the property only in Schedule C - Property Claimed as Exempt.

Description and Location of Property	Nature of Debtor's Interest in Property	Husband, Wife, Joint, or Community	Current Market Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption	Amount of Secured Claim
Real Estate located at 2289 Cedar Point Ct Elgin, IL	Tenancy by the entirety	J	270,000.00	259,700.00

Sub-Total > 270,000.00 (Total of this page)

Total > 270,000.00

(Report also on Summary of Schedules)

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In re	Victor Genel,	Case No.
	Marie Vic Genel	

Debtors

SCHEDULE B. PERSONAL PROPERTY

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labeled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether husband, wife, or both own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

Do not list interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property."

	Type of Property	N O Description and Location of Property E	Husband, Wife, Joint, or Community	Current Market Value of Debtor's Interest in Property without Deducting any Secured Claim or Exemption
1.	Cash on hand	Χ		
2.	Checking, savings or other financial	Checking account with Bank One	-	2,000.00
	accounts, certificates of deposit, or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives.	Savings Account With bank One	-	300.00
3.	Security deposits with public utilities, telephone companies, landlords, and others.	X		
4.	Household goods and furnishings,	Miscellaneous used household goods	J	1,200.00
	including audio, video, and computer equipment.	Secured Household Good lien through Sears	J	800.00
5.	Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.	X		
6.	Wearing apparel.	Personal Used Clothing	J	1,000.00
7.	Furs and jewelry.	X		
8.	Firearms and sports, photographic, and other hobby equipment.	X		
9.	Interests in insurance policies. Name insurance company of each	Husband's employer - Term Life Insurance - no cash surrender value	Н	0.00
	policy and itemize surrender or refund value of each.	Wife's employer - Term life insurance policy - no current cash value	W	0.00
			Sub-Tot tal of this page)	al > 5,300.00

³ continuation sheets attached to the Schedule of Personal Property

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In	re Victor Genel, Marie Vic Genel		Case	e No	
		SCHI	Debtors EDULE B. PERSONAL PROPERTY (Continuation Sheet)		
	Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Market Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
10.	Annuities. Itemize and name each issuer.	Х			
11.	Interests in IRA, ERISA, Keogh, or	40	1(K) through Marie's employer: 100% Exempt	W	403.00
	other pension or profit sharing plans. Itemize.	401	(k) Plan through Victor's employer - 100% exempt	Н	10,000.00
		Vict	or: Roth IRA-100% exempt	Н	1,231.00
		Maı	rie Roth IRA:100% exempt	W	814.00
		Maı	rie: 403(B): 100% exempt	W	5,839.00
		Sto	ck option in Walgreens - csv: \$1000	Н	1,000.00
12.	Stock and interests in incorporated and unincorporated businesses. Itemize.	183	shares of walgreens stock @ 35.96/share -	Н	6,405.00
13.	Interests in partnerships or joint ventures. Itemize.	Х			
14.	Government and corporate bonds and other negotiable and nonnegotiable instruments.	X			
15.	Accounts receivable.	Χ			
16.	Alimony, maintenance, support, and property settlements to which the debtor is or may be entitled. Give particulars.	Х			
17.	Other liquidated debts owing debtor including tax refunds. Give particulars.	Х			
18.	Equitable or future interests, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule of Real Property.	X			

Sub-Total > 25,692.00 (Total of this page)

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In	re	Victor Genel, Marie Vic Genel			Case No.	
	_	wate vic Gener	SCHED	Debtors OULE B. PERSONAL PROPERT (Continuation Sheet)	ГΥ	
		Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Market Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
19.	intere death	ingent and noncontingent ests in estate of a decedent, benefit plan, life insurance y, or trust.	Х			
20.	claim tax re debto	r contingent and unliquidated as of every nature, including stunds, counterclaims of the or, and rights to setoff claims. estimated value of each.	X			
21.	intelle	ats, copyrights, and other ectual property. Give culars.	X			
22.	gener	ises, franchises, and other ral intangibles. Give rulars.	X			
23.	Automobiles, trucks, trailers, and	2002 C	Chevolet Venture with 40,000 miles	J	12,015.00	
	other	vehicles and accessories.	2004 🗅	Oodge Caravan with 12,000 miles (Leased)	J	18,585.00
24.	Boats	s, motors, and accessories.	X			
25.	Aircr	aft and accessories.	X			
26.	Office suppl	e equipment, furnishings, and ies.	X			
27.		ninery, fixtures, equipment, and ies used in business.	X			
28.	Inven	ntory.	X			
29.	Anim	als.	X			
30.		s - growing or harvested. Give culars.	X			
31.		ing equipment and ements.	X			
32.	Farm	supplies, chemicals, and feed.	X			
				T)	Sub-Total of this page)	al > 30,600.00
Shee	et 2	of 3 continuation sheets	attached			

to the Schedule of Personal Property

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In re	Victor Genel,			Case No.	
III IC	Marie Vic Genel				
-		COLLED	Debtors	D X 7	
		SCHED	OULE B. PERSONAL PROPERT (Continuation Sheet)	l Y	
		N	(Continuation Sheet)	Hushand	Current Market Value of
	Type of Property	O N E	Description and Location of Property	Wife, Joint, or Community	Current Market Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
	er personal property of any kind already listed.	Χ			
				Sub-Tota	1> 0.00

Sheet 3 of 3 continuation sheets attached to the Schedule of Personal Property

(Report also on Summary of Schedules)

(Total of this page)

Total >

61,592.00

In re	Victor Genel,	Case No.
	Marie Vic Genel	

Debtors

SCHEDULE C. PROPERTY CLAIMED AS EXEMPT

Debtor elects the exemptions to which debtor is entitled under: [Check one box]

☐ 11 U.S.C. §522(b)(1): ☐ 11 U.S.C. §522(b)(2): Exemptions provided in 11 U.S.C. §522(d). Note: These exemptions are available only in certain states. Exemptions available under applicable nonbankruptcy federal laws, state or local law where the debtor's domicile has been located for the 180 days immediately preceding the filing of the petition, or for a longer portion of the 180-day period than in any other place, and the debtor's interest as a tenant by the entirety or joint tenant to the extent the interest is exempt from process under applicable nonbankruptcy law.

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Market Value of Property Without Deducting Exemption
Real Property Real Estate located at 2289 Cedar Point Ct Elgin, IL 60123	735 ILCS 5/12-901	15,000.00	270,000.00
Checking, Savings, or Other Financial Accounts, Certific Checking account with Bank One	ficates of Deposit 735 ILCS 5/12-1001(b)	2,000.00	2,000.00
Savings Account With bank One	735 ILCS 5/12-1001(b)	300.00	300.00
Household Goods and Furnishings Miscellaneous used household goods	735 ILCS 5/12-1001(b)	1,200.00	1,200.00
Wearing Apparel Personal Used Clothing	735 ILCS 5/12-1001(a)	1,000.00	1,000.00
Interests in IRA, ERISA, Keogh, or Other Pension or P 401(K) through Marie's employer: 100% Exempt	rofit Sharing Plans 735 ILCS 5/12-1006	100%	403.00
401(k) Plan through Victor's employer - 100% exempt	735 ILCS 5/12-1006 `	100%	10,000.00
Victor: Roth IRA-100% exempt	735 ILCS 5/12-704	100%	1,231.00
Marie Roth IRA:100% exempt	735 ILCS 5/12-704	100%	814.00
Marie: 403(B): 100% exempt	735 ILCS 5/12-704	100%	5,839.00
Stock option in Walgreens - csv: \$1000	735 ILCS 5/12-1001(b)	500.00	1,000.00
Automobiles, Trucks, Trailers, and Other Vehicles 2002 Chevolet Venture with 40,000 miles	735 ILCS 5/12-1001(c)	2,400.00	12,015.00

______ continuation sheets attached to Schedule of Property Claimed as Exempt

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Form B6D (12/03)

In re	Victor Genel,	Case No
	Marie Vic Genel	<u> </u>

Debtors

SCHEDULE D. CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests. List creditors in alphabetical order to the extent practicable. If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor", include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether husband, wife, both of them, or the marital community may be liable on each claim by placing an "H", "W", "J", or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent". If the claim is unliquidated, place an "X" in the column labeled "Unliquidated". If the claim is disputed, place an "X" in the column labeled "Disputed". (You may need to place an "X" in more than one of these three

columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Check this box if debtor has no creditors holding secured claims to report on this Schedule D

Check this box if debtor has no credi			ng secured claims to report on this Schedule D.					
CREDITOR'S NAME, AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	C O D E B T O R	A H	Sband, Wife, Joint, or Community DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND MARKET VALUE OF PROPERTY SUBJECT TO LIEN CO O O O O O O O O O O O O O O O O O			DHHCHW-D	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION IF ANY
Account No. 4746			02					
Accredited Home Lenders, INC P.O. Box 501910 San Diego, CA 92150		J	Mortgage Real Estate located at 2289 Cedar Point Ct Elgin, IL 60123	:	D			
			Value \$ 270,000.00				207,760.00	0.00
Account No. 4750			04					
Accredited Home Lenders, INC P.O. Box 501910 San Diego, CA 92150		J	Mortgage Real Estate located at 2289 Cedar Point Ct Elgin, IL 60123					
			Value \$ 270,000.00				51,940.00	0.00
Account No. 7206			02					
Amcore bank 501 7th Street Suite 504 Rockford, IL 61104		J	Lien on Vehicle 2002 Chevolet Venture with 40,000 miles					
			Value \$ 12,015.00	1			16,000.00	3,985.00
Account No. xxx-xx-0586			02					
Chrysler Financial Dept 0020 Palatine, IL 60055-0020		J	Leased Vehicle 2004 Dodge Caravan with 12,000 miles (Leased)					
			Value \$ 18,585.00	1			10,586.00	0.00
_1 continuation sheets attached		•	(Total of	Sub this			286,286.00	

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Form B6D - Cont. (12/03)

In re	Victor Genel,		Case No.	
	Marie Vic Genel			
_		Debtors	,	

SCHEDULE D. CREDITORS HOLDING SECURED CLAIMS

(Continuation Sheet)

CREDITOR'S NAME, AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions.)	C O D E B T O R	L C	DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND MARKET VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGE	Q U I D	P U T E D	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION IF ANY
Account No. xxxx-xxxx-xxxx-0431	t	t	02	- N T	A T E D			
Sears 2063 Geore Street Melrose Park, IL 60160		J	Purchase Money Security Secured Household Good lien through Sears Value \$ 800.00		D		5,970.00	5,170.00
Account No.	t	╁	Value \$ 000.00	\dagger	T	H	3,970.00	3,170.00
			Value \$					
Account No.	t	\dagger	, , , , , , , , , , , , , , , , , , , ,	T	T	Ħ		
Account No.	╀	+	Value \$	╀	╁	Н		
Account No.			Value \$					
Account No.	1							
			Value \$					
Sheet 1 of 1 continuation sheets attached to							5,970.00	
Schedule of Creditors Holding Secured Claims (Total of this page)							5,57 5.50	
Total (Report on Summary of Schedules							292,256.00	

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Form B6E (04/04)

Case No

SCHEDULE E. CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor", include the entity on the appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether husband, wife, both of them or the marital community may be liable on each claim by placing an "H", "W", "J", or "C" in the column labeled "Husband, Wife, Joint, or Community".

If the claim is contingent, place an "X" in the column labeled "Contingent". If the claim is unliquidated, place an "X" in the column labeled "Unliquidated". If the claim is disputed, place an "X" in the column labeled "Disputed". (You may need to place an "X" in more than one of these three columns.)

Report the total of claims listed on each sheet in the box labeled "Subtotal" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Repeat this total also on the Summary of Schedules.

■ Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.
 TYPES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets.)
 □ Extensions of credit in an involuntary case
 Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(2).

☐ Wages, salaries, and commissions

Wages salaries and commissions including vacation se

Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$4,925* per person earned within 90 days immediately preceding the filing of the original petition, or the cessation of business, which ever occurred first, to the extent provided in 11 U.S.C. § 507 (a)(3).

☐ Contributions to employee benefit plans

Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).

☐ Certain farmers and fishermen

Claims of certain farmers and fishermen, up to \$4,925* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(5).

☐ Deposits by individuals

Claims of individuals up to \$2,225* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(6).

☐ Alimony, Maintenance, or Support

Claims of a spouse, former spouse, or child of the debtor for alimony, maintenance, or support, to the extent provided in 11 U.S.C. § 507(a)(7).

 \square Taxes and Certain Other Debts Owed to Governmental Units

Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C § 507(a)(8).

☐ Commitments to Maintain the Capital of an Insured Depository Institution

Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507(a)(9).

*Amounts are subject to adjustment on April 1, 2007, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

Λ	continuation	chaate	attached

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Form B6F (12/03)

In re	Victor Genel,		Case No.	
	Marie Vic Genel			
_		Debtors		

SCHEDULE F. CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor", include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether husband, wife, both of them, or the marital community maybe liable on each claim by placing an "H", "W", "J", or "C" in the column labeled "Husband, Wife, Joint, or Community".

If the claim is contingent, place an "X" in the column labeled "Contingent". If the claim is unliquidated, place an "X" in the column labeled "Unliquidated". If the claim is disputed, place an "X" in the column labeled "Disputed". (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

☐ Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

CREDITOR'S NAME,	C	Н	usband, Wife, Joint, or Community		<u>c</u>	Ñ	D I	
AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	C O D E B T O R	C J M	CONSIDERATION FOR CLAIM. IF CLAIR	л ! Л	ONFINGER	NL QU LDATE	SPUTED	AMOUNT OF CLAIM
Account No. xxxx-xxxxxx-x1002			00		T	T E		
American Express Suite 0001 Chicago, IL 60679-0001		J	Credit Card			D		14,357.00
Account No. xxxx-xxxx-xxxx-5838	\dashv	<u> </u>	00		+			
Bank of America Box 53132 Phoenix, AZ 85072-3132		J	Credit Card					11,799.00
Account No. xxxx-xxxx-6282			01					
BankOne PO Box 8650 Wilmington, DE 19899		J	Credit Card					
								6,790.00
Account No. xxx-xx-0586 CFS - Suntech loan Services, P.O. Box 6004 Ridgeland, MS 39158-6004		J	01 notice only - student loan					
								0.00
_2 _ continuation sheets attached		•	· (Tota	Su l of thi				32,946.00

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Form B6F - Cont. (12/03)

In re	Victor Genel,	Case No.
	Marie Vic Genel	

SCHEDULE F. CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

(Continuation Sheet)

CDEDITORIO MANG	С	Hus	sband, Wife, Joint, or Community	С	U	D	
CREDITOR'S NAME, AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions.)	ODEBTOR	H N J O	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	COXFLXGEX	LIQU	I SPUTED	AMOUNT OF CLAIM
Account No. xxxx-xxxx-3152			00	Т	T E D		
Chase Box 52126 Phoenix, AZ 85072-2126		J	Credit Card				8,539.00
Account No. xxxx-xxxx-1789	t		99				
Citicard PO Box 6404 The Lakes, NV 88901-6404		J	Credit Card				9,842.00
Account No. xxxxxx9831			05				
Homecomings Financial Attn: Coltin Zacek 2711 North Haskell AVe., Suite 900 Dallas, TX 75204		J	deficiency on short sale				23,967.00
Account No. xxxx-xxxx-0828	╁		98				
MBNA Box 15453 Wilmington, DE 19886		J	Credit Card				10,071.00
Account No. xxxx-xxxx-9679	t		98	+	\vdash		
MBNA America Box 15685 Wilmington, DE 19850		J	Credit Card				34,087.00
Sheet no 1 of _2 sheets attached to Schedule of				Sub	tota	1	2 .,2200
Creditors Holding Unsecured Nonpriority Claims			(Total of				86,506.00

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Form B6F - Cont. (12/03)

In re	Victor Genel,	Case No.
	Marie Vic Genel	

SCHEDULE F. CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS (Continuation Sheet)

CREDITOR'S NAME,	C	Hu	sband, Wife, Joint, or Community	Ğ	Ü	Ţ	ग	
AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions.)	CODEBTOR	C A M	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGENT	ıυ	D I S P U T E D) 	AMOUNT OF CLAIM
Account No. xxx-xx-0586	Т		99	٦٠	A T E		Γ	
U.S. Department of Education PO Box 4169 Greenville, TX 75403-4169	-	J	Student loans		E D		_	103,515.00
	┺	╄		\bot	╄	\perp	4	
Account No.	-							
Account No.	╁	+		+	+	十	+	
Account No.						 -		
Account No.								
Sheet no2 of _2 sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims			(Total of	Sub this			\int_{0}^{∞}	103,515.00
			(0.0111.00		Γota		t	
			(Report on Summary of S				,	222,967.00

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In re	Victor Genel,	Case No.			
	Marie Vic Genel				
		Debtors			
	SCHEDULE G. EXECUTORY	CONTRACTS AND UNEXPIRED LEASES			
S P	Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser," "Agent," etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. NOTE: A party listed on this schedule will not receive notice of the filing of this case unless the party is also scheduled in the appropriate schedule of creditors.				
	☐ Check this box if debtor has no executory contracts or unexpired leases.				
	Name and Mailing Address, Including Zip Code, of Other Parties to Lease or Contract	Description of Contract or Lease and Nature of Debtor's Interest. State whether lease is for nonresidential real property. State contract number of any government contract.			
	Chrysler Financial Dept 0020 Palatine, IL 60055-0020	Car Lease - 2004 Dodge Caravan with 12,000 miles (Lease)			

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In re	Victor Genel,	Case No.
	Marie Vic Genel	
•		Debtors ,
	SC	CHEDULE H. CODEBTORS
debto repor imme	or in the schedules of creditors. Include all guara	ny person or entity, other than a spouse in a joint case, that is also liable on any debts listed by ntors and co-signers. In community property states, a married debtor not filing a joint case should use on this schedule. Include all names used by the nondebtor spouse during the six years case.
	NAME AND ADDRESS OF CODEBTOR	NAME AND ADDRESS OF CREDITOR

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Form B6I (12/03)

	Victor Genel			
In re	Marie Vic Genel		Case No.	
		Debtor(s)		

SCHEDULE I. CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by a married debtor in a chapter 12 or 13 case whether

or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Debtor's Marital Status: DEPENDENTS OF DEBTOR AND SPOUSE						
Debtor's Marital Status:	RELATIONSHIP		AGE			
	Dependent	AC	τΕ 1			
Married	Dependent Dependent		3			
	Dependent		5 months			
	· ·					
EMPLOYMENT	DEBTOR		SPOUSE			
	Pharmacy Manager	RN				
	Walgreen's Pharmacy	7	on Northwestern He	althca	re	
<u> </u>	4 Years	9 month				
	2040 Army tr. Rd.		fingslen Suite 360			
	Hanover Park, IL 60133	Glenvie	w, IL 60025		apoliae	
INCOME: (Estimate of average		Φ.	DEBTOR		SPOUSE	
	alary, and commissions (pro rate if not paid monthly)	\$	7,983.00	\$ _	2,902.00	
Estimated monthly overtime		\$	0.00	\$_	0.00	
SUBTOTAL		\$	7,983.00	\$	2,902.00	
LESS PAYROLL DEDUCT		Ф	0.005.00	Ф	700.00	
a. Payroll taxes and social	security	\$	2,025.00	\$ _	736.00	
b. Insurance		\$	0.00	\$ _	0.00	
c. Union dues		\$	0.00	\$ _	0.00	
d. Other (Specify)		\$	0.00	\$_	0.00	
		\$	0.00	\$_	0.00	
SUBTOTAL OF PAYROLI	L DEDUCTIONS	\$	2,025.00	\$_	736.00	
TOTAL NET MONTHLY TAK	E HOME PAY	\$	5,958.00	\$_	2,166.00	
Regular income from operation	of business or profession or farm (attach detailed stateme	ent) \$	0.00	\$	0.00	
Income from real property	•	\$	0.00	\$	0.00	
Interest and dividends		\$	0.00	\$	0.00	
Alimony, maintenance or suppo	ort payments payable to the debtor for the debtor's use or the	hat of				
dependents listed above		\$	0.00	\$_	0.00	
Social security or other governm	nent assistance					
(Specify)		\$	0.00	\$	0.00	
	<u>-</u>	\$	0.00	\$	0.00	
Pension or retirement income		\$	0.00	\$	0.00	
Other monthly income				_		
(0 :0)		\$	0.00	\$	0.00	
		\$	0.00	\$	0.00	
TOTAL MONTHLY INCOME		\$	5,958.00	\$_	2,166.00	
TOTAL COMBINED MONTH	LY INCOME \$ 8,124.00	(R	Report also on Sumr	nary o	of Schedules)	

Describe any increase or decrease of more than 10% in any of the above categories anticipated to occur within the year following the filing of this document:

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In re	Victor Genel Marie Vic Genel		Case No.	
		Debtor(s)		

SCHEDULE J. CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S) Complete this schedule by estimating the average monthly expenses of the debtor and the debtor's family. Pro rate any payments made bi-weekly, quarterly, semi-annually, or annually to show monthly rate. ☐ Check this box if a joint petition is filed and debtor's spouse maintains a separate household. Complete a separate schedule of expenditures labeled "Spouse." Rent or home mortgage payment (include lot rented for mobile home) 2,012.00 Are real estate taxes included? Yes ___ No _ X_ Is property insurance included? Yes ____ No _ X_ Utilities: Electricity and heating fuel 250.00 Water and sewer Telephone Other Cable 65.00 Home maintenance (repairs and upkeep) 75.00 650.00 Food 150.00 Clothing Laundry and dry cleaning 85.00 Medical and dental expenses 85.00 Transportation (not including car payments) 250.00 Recreation, clubs and entertainment, newspapers, magazines, etc. 50.00 Charitable contributions 50.00 Insurance (not deducted from wages or included in home mortgage payments) Homeowner's or renter's 62.00 127.00 Life Health 0.00 Auto 136.00 Other 0.00 Taxes (not deducted from wages or included in home mortgage payments) (Specify) prop taxes 500.00 Installment payments: (In chapter 12 and 13 cases, do not list payments to be included in the plan.) 0.00 Auto Other Lease - paid outside plan 329.00 Other auto maintenance 58.00 160.00 Other cell phones Alimony, maintenance, and support paid to others 0.00 Payments for support of additional dependents not living at your home 0.00 Regular expenses from operation of business, profession, or farm (attach detailed statement) Childcare, daycare, babysitting, diapers, etc. Other 1,720.00 Personal Grooming, haircuts 100.00 Other TOTAL MONTHLY EXPENSES (Report also on Summary of Schedules) \$ [FOR CHAPTER 12 AND 13 DEBTORS ONLY] Provide the information requested below, including whether plan payments are to be made bi-weekly, monthly, annually, or at some other regular interval.

A.	Total projected monthly income		\$ 8,124.00
B.	Total projected monthly expenses		\$ 7,074.00
C.	Excess income (A minus B)		\$ 1,050.00
D.	Total amount to be paid into plan each	Monthly	\$ 1,050.00
	• •	(interval)	

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United States Bankruptcy Court Northern District of Illinois

	Victor Genel			
In re	Marie Vic Genel		Case No.	
		Debtor(s)	Chapter	13
		* /		

DECLARATION CONCERNING DEBTOR'S SCHEDULES

DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of <a href="https://example.com/html//example.com/html///example.com/html///example.com/html///example.com/html///example.com/html///example.com/html///example.com/html///example.com/html///example.com/html///example.com/html///example.com/html///example.com/html///example.com/html///example.com/html///example.com/html///example.com/html///example.com/html///example.com/html///example.com/html//exa

Date	May 2, 2005	Signature	/s/ Victor Genel
			Victor Genel
			Debtor
Date	May 2, 2005	Signature	/s/ Marie Vic Genel
			Marie Vic Genel
			Joint Debtor

Penalty for making a false statement or concealing property: Fine of up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C. §§ 152 and 3571.

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Form 7 (12/03)

United States Bankruptcy Court Northern District of Illinois

	Victor Genel			
In re	Marie Vic Genel		Case No.	
		Debtor(s)	Chapter	13
			•	

STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs.

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 - 25. **If the answer to an applicable question is "None," mark the box labeled "None."** If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

DEFINITIONS

"In business." A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within the six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed.

"Insider." The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any owner of 5 percent or more of the voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. § 101.

1. Income from employment or operation of business

None

State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the **two years** immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT SOURCE (if more than one)
\$137,320.00 H & W - Employment income - 2003 est.
\$127,427.00 H & W - Employment income - 2004 est.
\$50,800.00 H & W - Employment income - 2005 ytd. est.

2. Income other than from employment or operation of business

None

State the amount of income received by the debtor other than from employment, trade, profession, or operation of the debtor's business during the **two years** immediately preceding the commencement of this case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income for each spouse whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT SOURCE

3. Payments to creditors

None

a. List all payments on loans, installment purchases of goods or services, and other debts, aggregating more than \$600 to any creditor, made within 90 days immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS DATES OF AMOUNT STILL OF CREDITOR **PAYMENTS** AMOUNT PAID OWING

b. List all payments made within one year immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR AND

AMOUNT STILL

2

RELATIONSHIP TO DEBTOR

DATE OF PAYMENT

AMOUNT PAID

OWING

4. Suits and administrative proceedings, executions, garnishments and attachments

None

a. List all suits and administrative proceedings to which the debtor is or was a party within one year immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

CAPTION OF SUIT COURT OR AGENCY STATUS OR NATURE OF PROCEEDING AND CASE NUMBER AND LOCATION DISPOSITION

b. Describe all property that has been attached, garnished or seized under any legal or equitable process within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not

filed.)

NAME AND ADDRESS OF PERSON FOR WHOSE BENEFIT PROPERTY WAS SEIZED

DESCRIPTION AND VALUE OF

DATE OF SEIZURE

PROPERTY

5. Repossessions, foreclosures and returns

None

List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR OR SELLER

DATE OF REPOSSESSION. FORECLOSURE SALE. TRANSFER OR RETURN

DESCRIPTION AND VALUE OF **PROPERTY**

6. Assignments and receiverships

None

a. Describe any assignment of property for the benefit of creditors made within 120 days immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

DATE OF

NAME AND ADDRESS OF ASSIGNEE

ASSIGNMENT

TERMS OF ASSIGNMENT OR SETTLEMENT

b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not

filed.)

NAME AND LOCATION

OF COURT DATE OF DESCRIPTION AND VALUE OF

NAME AND ADDRESS OF CUSTODIAN

CASE TITLE & NUMBER

ORDER

PROPERTY

Software Copyright (c) 1996-2003 Best Case Solutions, Inc. - Evanston, IL - (800) 492-8037

3

7. Gifts

None

List all gifts or charitable contributions made within **one year** immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF PERSON OR ORGANIZATION

RELATIONSHIP TO DEBTOR, IF ANY

DATE OF GIFT

DESCRIPTION AND VALUE OF GIFT

8. Losses

None

List all losses from fire, theft, other casualty or gambling within **one year** immediately preceding the commencement of this case **or since the commencement of this case.** (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

DESCRIPTION AND VALUE OF PROPERTY DESCRIPTION OF CIRCUMSTANCES AND, IF LOSS WAS COVERED IN WHOLE OR IN PART BY INSURANCE, GIVE PARTICULARS

DATE OF LOSS

9. Payments related to debt counseling or bankruptcy

None

List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of the petition in bankruptcy within **one year** immediately preceding the commencement of this case.

NAME AND ADDRESS OF PAYEE Macey Chern & Diab 444 N. Wells, Ste. 301 Chicago, IL 60610 DATE OF PAYMENT, NAME OF PAYOR IF OTHER THAN DEBTOR 2004 AMOUNT OF MONEY
OR DESCRIPTION AND VALUE
OF PROPERTY
\$2700, \$800 paid pre-petition,
rest in plan

10. Other transfers

None

List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF TRANSFEREE, RELATIONSHIP TO DEBTOR

Bona Fide Purchaser

DATE 1/04 DESCRIBE PROPERTY TRANSFERRED
AND VALUE RECEIVED
652 S. Haverhill Lane, South Elgin, IL 60177 Short Sale

Sale Price: 276k, remaining deficiency balance on second mortgage loan with Homecomings

Financial: 23,967.97

11. Closed financial accounts

None

List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within **one year** immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF INSTITUTION

TYPE OF ACCOUNT, LAST FOUR DIGITS OF ACCOUNT NUMBER, AND AMOUNT OF FINAL BALANCE

AMOUNT AND DATE OF SALE OR CLOSING

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12. Safe deposit boxes

None

List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF BANK OR OTHER DEPOSITORY NAMES AND ADDRESSES OF THOSE WITH ACCESS TO BOX OR DEPOSITORY

DESCRIPTION OF CONTENTS

DATE OF TRANSFER OR SURRENDER, IF ANY

13. Setoffs

None

List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within **90 days** preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR

DATE OF SETOFF

AMOUNT OF SETOFF

LOCATION OF PROPERTY

14. Property held for another person

None List all property owned by another person that the debtor holds or controls.

DESCRIPTION AND VALUE OF

NAME AND ADDRESS OF OWNER PROPERTY

15. Prior address of debtor

None

If the debtor has moved within the **two years** immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

ADDRESS 652 S. Haverhill Lane Elgin, IL 60177 NAME USED Same

DATES OF OCCUPANCY 7/1999-7/2004

16. Spouses and Former Spouses

None

If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the **six-year period** immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state.

NAME

17. Environmental Information.

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes, or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law

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None

a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law:

NAME AND ADDRESS OF

DATE OF

ENVIRONMENTAL

5

SITE NAME AND ADDRESS

GOVERNMENTAL UNIT

NOTICE

LAW

None

b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous

Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

NAME AND ADDRESS OF

DATE OF

ENVIRONMENTAL

SITE NAME AND ADDRESS

GOVERNMENTAL UNIT

NOTICE

LAW

c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

NAME AND ADDRESS OF GOVERNMENTAL UNIT

DOCKET NUMBER

STATUS OR DISPOSITION

18. Nature, location and name of business

None

a. If the debtor is an individual, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partnership, sole proprietorship, or was a self-employed professional within the six years immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within the six years immediately preceding the commencement of this case.

b. Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101.

If the debtor is a partnership, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within the six years immediately preceding the commencement of this case.

If the debtor is a corporation, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities within the **six years** immediately preceding the commencement of this case.

TAXPAYER

BEGINNING AND ENDING

NAME I.D. NO. (EIN) **ADDRESS**

NATURE OF BUSINESS

DATES

None

NAME **ADDRESS**

DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachments thereto and that they are true and correct.

Date	May 2, 2005	Signature	/s/ Victor Genel
			Victor Genel
			Debtor
	M 0 0005	G •	(/ N ·) / O
Date	May 2, 2005	Signature	/s/ Marie Vic Genel
			Marie Vic Genel
			Ioint Debtor

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571

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Case 05-17564 Doc 1 Filed 05/04/05 Entered 05/04/05 09:23:45 Desc Main Document Page 27 of 35 United States Bankruptcy Court

ıcu	States	Dalik	upicy	CU
No	rthern	District	of Illino	ois

	Victor Genel			
In re	Marie Vic Genel		Case No.	
		Debtor(s)	Chapter	13

				Debtor(s)	Chapte	er <u>13</u>	
		DISCLOSURE (OF COMPENS	ATION OF ATTOR	NEY FOR	DEBTOR(S)	
1.	compensation p	paid to me within one ye	ear before the filing	2016(b), I certify that I an of the petition in bankruptcy, or in connection with the bar	, or agreed to be	paid to me, for services re	
	For legal s	services, I have agreed t	o accept		\$	2,700.00	
	Prior to th	ne filing of this statemen	nt I have received		\$	800.00	
	Balance D	Due			\$	1,900.00	
2.	The source of the compensation paid to me was:						
		Debtor		Other (specify):			
3.	The source of c	compensation to be paid	to me is:				
	•	Debtor		Other (specify):			
4.	I have if firm.	not agreed to share the a	above-disclosed com	pensation with any other per	rson unless they	are members and associate	es of my law
				sation with a person or persones of the people sharing in t			ny law firm
5.	In return for the above-disclosed fee, I have agreed to render legal service for all aspects of the bankruptcy case, including: a. Analysis of the debtor's financial situation, and rendering advice to the debtor in determining whether to file a petition in bankruptcy; b. Preparation and filing of any petition, schedules, statement of affairs and plan which may be required; c. Representation of the debtor at the meeting of creditors and confirmation hearing, and any adjourned hearings thereof; d. [Other provisions as needed] Negotiations with secured creditors to reduce to market value; exemption planning; preparation and filing reaffirmation agreements and applications as needed.						
6.	Repre pursu	esentation of the debt	ors in any dischar (2)(A) for avoidance	oes not include the following geability actions, judicial lose of liens on household g	ien avoidance		
			(CERTIFICATION			
thi	I certify that the bankruptcy proc		te statement of any a	agreement or arrangement fo	or payment to m	e for representation of the	debtor(s) in
Da	ted: <u>May 2, 2</u>	2005		/s/ David Chang # 627 David Chang # 627 Macey & Chern 20 W. Kinzie 13th Floor	6273793 73793		_

02/03/04 rev.

UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS

RIGHTS AND RESPONSIBILITIES AGREEMENT BETWEEN CHAPTER 13 DEBTORS AND THEIR ATTORNEYS (Model Retention Agreement)

Chapter 13 gives debtors important rights, such as the right to keep property that could otherwise be lost through repossession or foreclosure—but Chapter 13 also puts burdens on debtors, such as the burden of making complete and truthful disclosures of their financial situation. It is important for debtors who file a Chapter 13 bankruptcy case to understand their rights and responsibilities in bankruptcy. In this connection, the advice of an attorney is often crucial. Debtors are entitled to expect certain services to be performed by their attorneys, but again, debtors have responsibilities to their attorneys also. In order to assure that debtors and their attorneys understand their rights and responsibilities in the Chapter 13 process, the judges of the Bankruptcy Court for the Northern District of Illinois have approved the following agreement, setting out the rights and responsibilities of both debtors in Chapter 13 and their attorneys. By signing this agreement, debtors and their attorneys accept these responsibilities.

BEFORE THE CASE IS FILED

THE DEBTOR AGREES TO:

- 1. Discuss with the attorney the debtor's objectives in filing the case.
- 2. Provide the attorney with full, accurate and timely information, financial and otherwise, including properly documented proof of income.

THE ATTORNEY AGREES TO:

- 1. Personally counsel the debtor regarding the advisability of filing either a Chapter 13 or a Chapter 7 case, discuss both procedures (as well as non-bankruptcy options) with the debtor, and answer the debtor's questions.
- 2. Personally explain to the debtor that the attorney is being engaged to represent the debtor on all matters arising in the case, as required by Local Bankruptcy rule and explain how and when the attorney's fees and the trustee's fees are determined and paid.
- 3. Personally review with the debtor and sign the completed petition, plan, statements, and schedules, as well as all amendments thereto, whether filed with the petition or later. (The schedules may be initially prepared with the help of clerical or paralegal staff of the attorney's office, but personal attention of the attorney is required for the review and signing.)

- 4. Timely prepare and file the debtor's petition, plan, statements, and schedules.
- 5. Explain to the debtor how, when, and where to make all necessary payments, including both payments that must be made directly to creditors and payments that must be made to the Chapter 13 trustee, with particular attention to housing and vehicle payments.
- 6. Advise the debtor of the need to maintain appropriate insurance.

AFTER THE CASE IS FILED

THE DEBTOR AGREES TO:

- 1. Make the required payments to the trustee and to whatever creditors are being paid directly, or, if required payments cannot be made, to notify the attorney immediately.
- 2. Appear punctually at the meeting of creditors (also called the "341 meeting") with recent proof of income and a picture identification card. (If the identification card does not include the debtor's social security number, the debtor will also bring to the meeting a social security card.) The debtor must be present in time for check-in and when the case is called for the actual examination.
- 3. Notify the attorney of any change in the debtor's address or telephone number.
- 4. Inform the attorney of any wage garnishments or liens or levies on assets that occur or continue after the filing of the case.
- 5. Contact the attorney immediately if the debtor loses employment, has a significant change in income, or experiences any other significant change in financial situation (such as serious illness, lottery winnings, or an inheritance).
- 6. Notify the attorney if the debtor is sued or wishes to file a lawsuit (including divorce).
- 7. Inform the attorney if any tax refunds to which the debtor is entitled are seized or not received when due from the IRS or Illinois Department of Revenue.
- 8. Contact the attorney before buying, refinancing, or selling real property, and before entering into any loan agreement.

THE ATTORNEY AGREES TO:

- 1. Advise the debtor of the requirement to attend the meeting of creditors, and notify the debtor of the date, time, and place of the meeting.
- 2. Inform the debtor that the debtor must be punctual and, in the case of a joint filing, that both spouses must appear at the same meeting.

- 3. Provide knowledgeable legal representation for the debtor at the meeting of creditors (in time for check-in and the actual examination) and, unless excused by the trustee, for the confirmation hearing.
- 4. If the attorney will be employing another attorney to attend the 341 meeting or any court hearing, personally explain to the debtor in advance, the role and identity of the other attorney and provide the other attorney with the file in sufficient time to review it and properly represent the debtor.
- 5. Timely submit to the Chapter 13 trustee properly documented proof of income for the debtor, including business reports for self-employed debtors.
- 6. Timely respond to objections to plan confirmation and, where necessary, prepare, file, and serve an amended plan.
- 7. Timely prepare, file, and serve any necessary amended statements and schedules and any change of address, in accordance with information provided by the debtor.
- 8. Monitor all incoming case information (including, but not limited to, Order Confirming Plan, Notice of Intent to Pay Claims, and 6-month status reports) for accuracy and completeness. Contact the trustee promptly regarding any discrepancies.
- 9. Be available to respond to the debtor's questions throughout the term of the plan.
- 10. Prepare, file, and serve timely modifications to the plan after confirmation, when necessary, including modifications to suspend, lower, or increase plan payments.
- 11. Prepare, file, and serve necessary motions to buy or sell property and to incur debt.
- 12. Object to improper or invalid claims.
- 13. Timely respond to the Chapter 13 trustee's motions to dismiss the case, such as for payment default, or unfeasibility, and to motions to increase the percentage payment to unsecured creditors.
- 14. Timely respond to motions for relief from stay.
- 15. Prepare, file, and serve all appropriate motions to avoid liens.
- 16. Provide any other legal services necessary for the administration of the case before the bankruptcy court.

ALLOWANCE AND PAYMENT OF ATTORNEYS' FEES [Check one option.]

- ☐ Option A: flat fee through confirmation
- 1a. Pre-confirmation services. Any attorney retained to represent a debtor in a Chapter 13 case is responsible for representing the debtor on all matters arising in the case, unless otherwise ordered by the court. For all of the services outlined above, required to be provided before confirmation of a plan, the attorney will be paid a fee of \$ N/A . In extraordinary circumstances, such as extended evidentiary hearings or appeals, the attorney may apply to the court for additional compensation for pre-confirmation services. Any such application must be accompanied by an itemization of the services rendered, showing the date, the time expended, and the identity of the attorney performing the services. The debtor must be served with a copy of the application and notified of the right to appear in court to object.
- 1b. *Post-confirmation services*. Compensation for services required after confirmation will be in such amounts as are allowed by the court, on application accompanied by an itemization of the services rendered, showing the date, time, and the identity of the attorney performing the services. The debtor must be served with a copy of the application and notified that the debtor may appear in court to object.

- Option B: flat fee through case closing
- 1. Any attorney retained to represent a debtor in a Chapter 13 case is responsible for representing the debtor on all matters arising in the case unless otherwise ordered by the court. For all of the services outlined above, the attorney will be paid a fee of \$ <u>2,700.00</u>. In extraordinary circumstances, such as extended evidentiary hearings or appeals, the attorney may apply to the court for additional compensation for these services. Any such application must be accompanied by an itemization of the services rendered, showing the date, the time expended, and the identity of the attorney performing the services. The debtor must be served with a copy of the application and notified of the right to appear in court to object.

- 2. Early termination of the case. Fees payable under the provisions set out above are not refundable in the event that the case is dismissed before confirmation (Option A) or completion of plan payments (Option B), unless the dismissal is due to a failure by the attorney to comply with the duties set out in this agreement. If a dismissal is due to such a failure by the attorney, the court may order a refund of fees on motion by the debtor.
- 3. *Retainers*. The attorney may receive a retainer or other payment before filing the case, but may not receive fees directly from the debtor after the filing of the case. In any application for fees, whether or not requiring an itemization, the attorney shall disclose to the court any fees paid by the debtor prior to the case filing.

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- 4. *Improper conduct by the attorney*. If the debtor disputes the sufficiency or quality of the legal services provided or the amount of the fees charged by the attorney, the debtor may file an objection with the court and request a hearing.
- 5. *Improper conduct by the debtor*. If the attorney believes that the debtor is not complying with the debtor's responsibilities under this agreement or is otherwise not engaging in proper conduct, the attorney may apply for a court order allowing the attorney to withdraw from the case.
- 6. Discharge of the attorney. The debtor may discharge the attorney at any time.

Date:May_2, 2005		
Total fee to be paid for attorney's services: \$ _ 2,700.00 _ (Do not sign if this line is blank.)		
Signed:		
/s/ Victor Genel	/s/ David Chang # 6273793	
Victor Genel	David Chang # 6273793	
	Attorney for Debtor(s)	
/s/ Marie Vic Genel	•	
Marie Vic Genel		
Debtor(s)		

UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS NOTICE TO CONSUMER DEBTOR OF AVAILABLE CHAPTERS

The purpose of this notice is to acquaint you with the four chapters of the federal Bankruptcy Code under which you may file a bankruptcy petition. The bankruptcy law is complicated and not easily described. Therefore, you should seek the advice of an attorney to learn of your rights and responsibilities under the law should you decide to file a petition with the court. Court employees are prohibited from giving you legal advice.

Chapter 7: Liquidation (\$155 filing fee plus \$39 administrative fee plus \$15 trustee surcharge)

- 1. Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts.
- 2. Under chapter 7 a trustee takes possession of all your property. You may claim certain of your property as exempt under governing law. The trustee then liquidates the property and uses the proceeds to pay your creditors according to priorities of the Bankruptcy Code.
- 3. The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, your discharge may be denied by the court, and the purpose for which you filed the bankruptcy petition will be defeated.
- 4. Even if you receive a discharge, there are some debts that are not discharged under the law. Therefore, you may still be responsible for such debts as certain taxes and student loans, alimony and support payments, criminal restitution, and debts for death or personal injury caused by driving while intoxicated from alcohol or drugs.
- 5. Under certain circumstances you may keep property that you have purchased subject to valid security interest. Your attorney can explain the options that are available to you.

Chapter 13: Repayment of All or Part of the Debts of an Individual with Regular Income (\$155 filing fee plus \$39 administrative fee)

- 1. Chapter 13 is designed for individuals with regular income who are temporarily unable to pay their debts but would like to pay them in installments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.
- 2. Under chapter 13 you must file a plan with the court to repay your creditors all or part of the money that you owe them, using your future earnings. Usually, the period allowed by the court to repay your debts is three years, but no more than five years. Your plan must be approved by the court before it can take effect.
- 3. Under chapter 13, unlike chapter 7, you may keep all your property, both exempt and non-exempt, as long as you continue to make payments under the plan.
- 4. After completion of payments under your plan, your debts are discharged except alimony and support payments, student loans, certain debts including criminal fines and restitution and debts for death or personal injury caused by driving while intoxicated from alcohol or drugs, and long term secured obligations.

Chapter 11: Reorganization (\$800 filing fee plus \$39 administrative fee)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a Chapter 11 petition should be reviewed with an attorney.

Chapter 12: Family Farmer (\$200 filing fee plus \$39 administrative fee)

Chapter 12 is designed to permit family farmers to repay their debts over a period of time from future earnings and is in many ways similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm.

/s/ Victor Genel	/s/ Marie Vic Genel	May 2, 2005	
Debtor's Signature	Joint Debtor's Signature	Date	Case Number

I, the debtor, affirm that I have read this notice.

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United States Bankruptcy Court Northern District of Illinois

In re	Marie Vic Genel		Case No.	
		Debtor(s)	Chapter	13
			_	

VERIFICATION OF CREDITOR MATRIX

The above-named Debtors hereby verify that the attached list of creditors is true and correct to the best of their knowledge.

Date:	May 2, 2005	/s/ Victor Genel
		Victor Genel
		Signature of Debtor
Date:	May 2, 2005	/s/ Marie Vic Genel
		Marie Vic Genel
		Signature of Debtor

Victor Genel Case 05-17564 Doc 1 Marie Vic Genel 2289 Cedar Point Court Elgin, IL 60123

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David Chang # Macey & Chern 20 W. Kinzie 13th Floor Chicago, IL 60610 Homecomings Financial Attn: Coltin Zacek 2711 North Haskell AVe., Suite 900 Dallas, TX 75204

Accredited Home Lenders, INC P.O. Box 501910 San Diego, CA 92150 HomeComings Financial Network P.O. Box 6203 Carol Stream, IL 60197-6203

Amcore bank 501 7th Street Suite 504 Rockford, IL 61104

MBNA Box 15453 Wilmington, DE 19886

American Express Suite 0001 Chicago, IL 60679-0001 MBNA America Box 15685 Wilmington, DE 19850

Bank of America Box 53132 Phoenix, AZ 85072-3132 Sears 2063 Geore Street Melrose Park, IL 60160

BankOne PO Box 8650 Wilmington, DE 19899 U.S. Department of Education PO Box 4169 Greenville, TX 75403-4169

CFS - Suntech loan Services, P.O. Box 6004 Ridgeland, MS 39158-6004

Chase Box 52126 Phoenix, AZ 85072-2126

Chrysler Financial Dept 0020 Palatine, IL 60055-0020